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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

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9 UPSTART GROUP LCC, a Washington
10 limited liability company,

11 Plaintiff,

12 v.

13 THE UPSTART GROUP INCORPORATED,
14 an Illinois corporation,

15 Defendant.

16 CASE NO. 2:19-cv-01290-RAJ-BAT

17 **ORDER GRANTING MOTION
18 FOR LEAVE TO FILE SECOND
19 AMENDED COMPLAINT**

20 Plaintiff Upstart Group LLC moves for leave to file a Second Amended Complaint to add
21 Kawach, Inc. (“Kawach”), an entity providing the same good and services under the
22 UpstartWorks’ mark and design; and Rohan Thrambrahalli and Melonie Carnegie, officers and
23 directors of both Defendant The Upstart Group Incorporated (“TUG”) and Kawach. Dkt. 60.
24 Plaintiff also seeks to supplement its claims to reflect additional facts that occurred after it filed
25 its First Amended Complaint, including facts regarding the issuance of U.S. Trademark
26 Registration No. 5,994,511 for Plaintiff’s UPSTART GROUP mark in standard characters and
27 additional instances of actual confusion caused by the continued unauthorized use of the
28 infringing marks.

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30 ORDER GRANTING MOTION FOR LEAVE
31 TO FILE SECOND AMENDED COMPLAINT

Defendant has filed no opposition to the motion. Accordingly, and for good cause shown, the Court **GRANTS** Plaintiff's motion (Dkt. 60); Plaintiff shall file its Second Amended Complaint by **April 11, 2022**.

DATED this 28th day of March, 2022.


BRIAN A. TSUCHIDA
United States Magistrate Judge